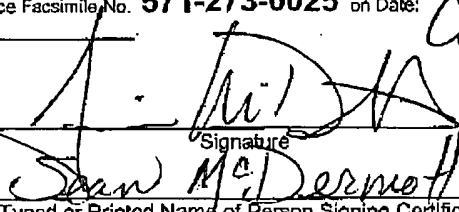


CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8	
I hereby certify that this correspondence is being facsimile transmitted to the Office of Petition at the United States Patent and Trademark Office Facsimile No. <b>571-273-0025</b> on Date: <i>Oct. 22, 2004</i>	
	
Signature	
Typed or Printed Name of Person Signing Certificate <i>Sean McDermott Reg. No. 49000</i>	

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Larry E. Moser et al.

Serial No.: 10/714,359

Filed: 11/14/2003

For: Device for Filling a Cigarette Tube with a  
Metered Amount of Tobacco

**CUSTOMER NO. 29855**

Group Art Unit: 1731

Examiner: Dionne A. WALLS

Atty. Dkt. No.: 247-0039US

Confirmation No.: 3336

**FAX RECEIVED**  
**OCT 22 2004**  
**OFFICE OF PETITIONS**

**AMENDMENT SUBMITTED WITH**  
**REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. 1.114**

Commissioner for Patents  
PO BOX 1450  
Alexandria, VA 22313-1450

Applicants submit this Amendment concurrently with a Petition to Withdraw from Issue and a Request for Continued Examination under 37 C.F.R. 1.114 for the above-referenced application. The Commissioner is authorized to deduct all necessary fees for the Petition to Withdraw, the Request for Continued Examination, and any additional claim fees from Deposit Account No. 50-1922, referencing order no. 247-0039US. Should any fees be due or any credits owed for any reason, the Commissioner is authorized to deduct any necessary amount from or credit any overpayment to Deposit Account No. 50-1922, referencing order no. 247-0039US.

Applicant respectfully requests reconsideration of this application in light of the arguments and amendments presented below.